

IN THE COURT OF MS. SHEFALI BARNALA TANDON
ADDITIONAL SESSIONS JUDGE-06 : NEW DELHI DISTRICT,
PATIALA HOUSE COURT, NEW DELHI

IA No. 8/2026
STATE Vs. ABHISHEK @ ASHISH PANDIT
FIR No. 211/2025
PS –R K Puram
U/s. 105/ 3(5) of BNS

06.07.2025

This is an application under Section 439 Cr. PC filed on behalf of applicant/accused Abhishek @ Ashish Pandit seeking interim bail, pending adjudication.

Present: Sh. Santosh Kumar-II, Ld. Addl. PP for the State along with deputed IO/SI Rohit Kumar
Sh. Surbhit Nandan and Sh. Ayush Vardhan, Ld. Counsel for applicant/accused.

1. Reply to bail application has been filed along with verification of medical documents of father of the applicant/accused.
2. Upon inquiry, Ld. Counsel for the applicant/accused states at Bar that there is no other bail application of the present applicant/accused pending before the Hon'ble High Court of Delhi or Hon'ble Supreme Court of India.

Arguments addressed on behalf of applicant/accused

3. Ld. Counsel for the applicant/accused submits that the applicant/accused has been falsely implicated in the present case; that he is in judicial custody since 01.06.2025; that the father of the applicant/accused has recently suffered a fracture in his leg and present undergoing medical treatment and he needs constant care and assistance and there is no other at home to take care of him; that the brother of the applicant is also handicap and unable to take care of his father; that

applicant/accused may be granted interim bail on humanitarian grounds including medical condition of his father.

3.1 To substantiate his arguments, Ld. Counsel for the applicant/accused has placed reliance upon case titled as *Asfaq Vs. State of Rajasthan* reported in (2017) 15 SCC 55, *Lovee Narula Vs. Union of India* reported in 2025 SCC OnLine Del 1962 and *Om Ptripathi Vs. State (NCT of Delhi)* reported in 2025 SCC OnLine Delhi 4653.

Arguments addressed on behalf of State

4. Ld. Addl. PP for the State submits that the applicant/accused is facing trial for the offence heinous in nature i.e. culpable homicide not amounting to murder. He further submitted that applicant/accused seeks *interim* bail on medical ground only on the medical condition of his father, who has been discharged considering his improved medical condition. It is further submitted that since, he is facing trial for culpable homicide not amounting to murder where maximum imprisonment is for life, therefore, there are grave chances of his absconding, if enlarged on *interim* bail.

Court's Observation and conclusion

5. This Court heard the rival submissions advanced on behalf of Ld. Counsel for applicant/accused and Ld. Addl. PP for the State and the also perused the entire material available on record.

6. Applicant/accused seeks *interim* bail for taking care of his father, who has been discharged from the hospital after treatment of his fractured leg. Medical documents have been duly verified wherein it is stated the patient was admitted on 04.05.2026 and operated on 05.05.2026. However, the patient was discharged on 11.05.2026 with “Result – Improved & Discharged”.

7. As per record, the applicant/accused along with his associates is facing trial for the offence of culpable homicide not amounting to murder and the maximum punishment for the said offence is **imprisonment for life** and the offender shall also be liable to fine, therefore, there are grave chances of flight risk, if enlarged on *interim* bail. Perusal of record reveals that the charges are yet to be framed in the present case.

8. Keeping in view the entire facts and circumstances of the present case, this Court finds no reason to inclined interim bail to the applicant/accused. Accordingly, the present application is **dismissed**.

9. It is made clear that the aforesaid observations shall have no bearing on the merits of the case during trial.

10. Copy of this order be given dasti to Ld. Counsel for the applicant/accused and IO.

11. Application stands disposed of.

(Shefali Barnala Tandon)
ASJ-06 / New Delhi District
Patiala House Court/06.07.2026 (gr)